IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

FRIDAY, THE 9TH MARCH 2007 / 18TH PHALGUNA 1928

WP(C).No. 30975 of 2006(K)

PETITIONER:

K.ROSHINI RANI,
LECTURER IN VOCAL, SREE SWATHI THIRUNAL
COLLEGE OF MUSIC, THIRUVANANTHAPURAM.

BY ADV. SRI.P.K.SURESH KUMAR
SRI.K.P.SUDHEER

RESPONDENTS:

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1. THE STATE OF KERALA, REPRESENTED BY
ITS SECRETARY, HIGHER EDUCATION DEPARTMENT,
THIRUVANANTHAPURAM.

2. THE DIRECTOR OF COLLEGIATE EDUCATION,
THIRUVANANTHAPURAM.

3. K.S.SREEKUMAR,
LECTURER IN VOCAL, SREE SWATHI THIRUNAL
COLLEGE OF MUSIC, THIRUVANANTHAPURAM.

R1 & R2 BY GOVERNMENT PLEADER (SHRI T.T. MUHAMMED)

BY ADV. SRI.MILLU DANDAPANI

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 09/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX IN W.P.(C). NO. 30975 OF 2006 K

PETITIONER'S EXHIBITS:

EXT.P1	**TRUE COPY OF GO(P) NO. 54/2006/H. EDN. DT. 1.4.2006 ISSUED BY THE DEPARTMENTAL PROMOTION COMMITTEE (HIGHER), GOVT. OF KERALA.**
EXT.P2	**TRUE COPY OF GO (RT) NO.1020/2006/H. EDN. DATED 7.7.2006 ISSUED BY THE 1ST RESPONDENT.**
EXT.P3	**TRUE COPY OF JUDGMENT DATED 14.7.2006 IN WP(C) NO.18502/06 ISSUED BY THIS HONOURABLE COURT.**
EXT.P4	**TRUE COPY OF REPRESENTATION DATED 29.7.2006 SUBMITTED BY PETITIONER BEFORE THE PRINCIPAL SECRETARY, HIGHER EDUCATION DEPARTMENT.**
EXT.P5	**TRUE COPY OF GO (RT) NO.1529/06/H.EDN. DATED 12.10.2006 ISSUED BY THE 1ST RESPONDENT.**
EXT.P6	**TRUE COPY OF CERTIFICATE DATED 28.7.1990 ISSUED TO THE PETITIONER BY THE DY. TAHSILDAR, KANJIRAPALLY.**

// TRUE COPY//

PS TO JUDGE

K. M. JOSEPH, J.

W.P.C. NO. 30975 OF 2006 K

Dated this the 9th March, 2007

JUDGMENT

Petitioner challenges Exts.P2 and P5 orders. By Ext.P2, petitioner was promoted and transferred to Palakkad from Thiruvananthapuram. By Ext.P5, Government confirmed Ext.P2. Heard the learned counsel appearing on behalf of the parties, including the learned Government Pleader. It is pointed out that there are vacancies due to arise in Tripunithura and Thiruvananthapuram in the coming year and the case of the petitioner may be considered in the next general transfer. Learned Government Pleader would submit that the case of petitioner can be considered in accordance with law and the norms. He would submit that if the petitioner makes an application as contemplated in law, it will be considered at the time of the next general transfer. Accordingly, if the petitioner makes an application as contemplated in law, it will be considered by the first respondent with due regard to the norms.

Certainly, the Government will also consider any provision which is enacted for the benefit of Scheduled Caste Community while taking a decision in regard to the norms.

The Writ Petition is disposed of as above.

K. M. JOSEPH, JUDGE

kbk.